

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

J&J SPORTS PRODUCTIONS, INC., :
Plaintiff, :
: CIVIL ACTION
v. : NO. 07-3850
4326 KURZ, LTD., d/b/a PITCHERS PUB, :
a/k/a PITCHER'S PUB et al., :
Defendants. :
:

Order

AND NOW on this 30th day of June 2009, upon consideration of plaintiff's motion for summary judgment (Doc. No. 23), defendants' response, and plaintiff's reply thereto, and defendants' cross-motion for summary judgment (Doc. No. 29) and plaintiff's response thereto,

IT IS HEREBY ORDERED that:

1. Plaintiff's motion for summary judgment is **DENIED**.
2. Defendants' cross-motion for summary judgment is **DENIED**.
3. Trial is scheduled for August 17, 2009 at 10:00 a.m.

s/William H. Yohn Jr.
William H. Yohn Jr., Judge